IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

FRIDAY, THE 16TH NOVEMBER 2007 / 25TH KARTHIKA 1929

WP(C).No. 33927 of 2007(L)

PETITIONER:

MUHAMMED JALEEL.C.,
S/O.ERMULLAN KUTTY, AGED 37 YEARS,
RAHIYANAS, AMBALAM ROAD, MUNDAYAD, VILLAGE
ASSISTANT, CHELORA VILLAGE, KANNUR.

BY ADV. SMT.K.K.CHANDRALEKHA
SRI.GOPAKUMAR.G.

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
CHIEF SECRETARY, SECRETARIAT, THIRUVANANTHAPURAM.

2. THE SECRETARY, DEPARTMENT OF
HEALTH AND SOCIAL WELFARE, GOVERNMENT OF
KERALA, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI. BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 16/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J

W.P.(C). 33927/2007

Dated this the 16th day of November, 2007

JUDGMENT

The petitioner claims to be a physically handicapped person who was originally appointed as Field Assistant, as evidenced by Ext.P1 order. Said appointment was on a provisional basis for 179 days. Subsequently petitioner's service was terminated, on expiry of the period. According to the petitioner, he is entitled to be regularized in service in the light of the orders issued by the Government directing reinstatement of physically handicapped persons who were engaged on provisional basis, but whose services were later dispensed with. Petitioner addressed a representation which apparently has been forwarded to the Director of Social Welfare department.

2. In my view, if the petitioner has a claim for reinstatement in service on the premise that he is a physically handicapped person, he may move the Government and file an application in this regard. If the

petitioner submits a representation before the second respondent, the same shall be looked into and appropriate action be taken thereon within two months from the date of receipt of the representation.

Writ petition is disposed of as above.

V.GIRI
Judge

mrcs